

WILLKIE FARR & GALLAGHER^{LLP}

September 19, 2022

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VIA ECF AND EMAIL

The Honorable Katherine Polk Failla
U.S. District Court Southern District of New York
40 Foley Square, Room 2103
New York, NY 10007

MEMO ENDORSED

Re: *In re Tether and Bitfinex Crypto Asset Litigation*, No. 1:19-cv-09236-KPF –
Letter Motion to File Reply to Plaintiffs’ September 14, 2022 Letter Motion In Redacted Form
And Under Seal

Dear Judge Failla:

I represent Defendant Philip G. Potter (“Mr. Potter”) in the above-captioned action. Pursuant to Rule 9 of this Court’s Individual Rules of Practice in Civil Cases, I write to request permission to file Mr. Potter’s Reply to Plaintiffs’ September 14, 2022 Letter Motion to the Court (“Mr. Potter’s Reply Letter”) in redacted form and under seal.

Mr. Potter’s Reply Letter quotes and discusses information that has been designated as confidential by the Defendants under this Court’s Protective Order, ECF No. 151, namely Exhibit 3 to Plaintiffs’ September 14, 2022 Letter Motion to the Court. [ECF No. 239-3]. As Plaintiffs stated in their September 14, 2022 Letter Motion to Seal, Plaintiffs did not object to the characterization of such information as confidential for the limited purposes of their filing. [ECF No. 238].

Accordingly, Mr. Potter respectfully requests leave to file Mr. Potter’s Reply Letter in redacted form and under seal to avoid any improper disclosure of information Defendants have designated as confidential.

Respectfully submitted,

/s/ Charles D. Cording

Charles D. Cording
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Application GRANTED.

The Clerk of Court is directed to terminate the pending motion at docket entry 242.

Dated: September 19, 2022
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla". The signature is written in a cursive, flowing style.

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE